

**FILED**  
UNITED STATES DISTRICT COURT

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO

AUG 02 2007

STATE OF NEW MEXICO, *ex rel.*  
State Engineer

Plaintiff,

vs.

ROMAN ARAGON, *et al.*,

Defendants.

69cv07941-BB

RIO CHAMA STREAM SYSTEM  
Section 7: Rito de Tierra Amarilla,  
Rio Brazos, Rutherford & Plaza Blanca,  
Cañones Creek, Village of Chama

**CLERK'S CERTIFICATE OF DEFAULT**

I, Matthew J. Dykman, Clerk of the United States District Court, District of New Mexico, certify that the above-entitled cause was filed in the United States District Court at Albuquerque, State of New Mexico, and the records of my office indicate that service of process commanding the following defendants to appear and defend in this cause was made as follows:

<u>Defendant</u>	<u>Subfile No.</u>	<u>Proof of service filed</u>
Salvador G. Velazquez	CHRB-007-0060	November 14, 2006 (Doc. 8446)
Penelope A. Velazquez	CHRB-007-0060	November 14, 2006 (Doc. 8446)
Tommy F. Valdez, Jr.	CHCV-002-0012	January 18, 2007 (Doc. 8536)
Kathleen M. Fischer	CHCV-002-0043	May 18, 2007 (Doc. 8651)
Andrew Hurd	CHCV-003-0029B	November 14, 2006 (Doc. 8446)
Daniel Hurd	CHCV-003-0029B	July 24, 2007 (Doc. 8746)

I further certify, that the records of my office indicate the following defendants waived service

of summons in this proceedings as follows:

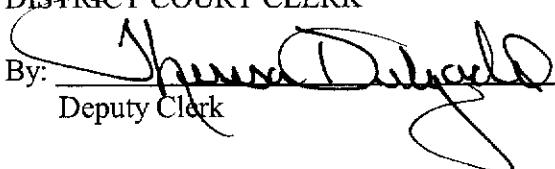
<u>Defendant</u>	<u>Subfile No.</u>	<u>Waiver of service of summons filed</u>
Heimo Trathnigg	CHTA-003-0026	February 19, 2002 (Doc. 6537)
Whitney Durrell	CHRB-007-0027A	December 4, 2003 (Doc. 7319)

I further certify that the above-named defendants have failed to appear, answer, or otherwise file a responsive pleading in the cause.

WHEREFORE, I certify that the above-named defendants are in default.

DATED this 2nd day of August, 2007.

MATTHEW J. DYKMAN  
DISTRICT COURT CLERK

By:   
Deputy Clerk